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07 JUL 2008

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JUL 10 2008

FILE 915-008-037
ANS'D. AMF 7

In re Application of
GRANCHAROV et al
Application No.: 10/540,741
PCT No.: PCT/SE2003/001657
Int. Filing Date: 24 October 2003
Priority Date: N/A
Attorney's Docket No.: 915-008.037
For: Noise-Dependent Postfiltering

: DECISION ON
:
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: PETITION UNDER
:
:
: 37 CFR 1.10 (c)

This decision is in response to applicants' "REQUEST FOR CORRECTED FILING RECEIPT," filed 11 June 2008, which is being treated as a petition under 37 CFR 1.10(c) requesting that the filing date of 24 June 2005 to 23 June 2005 for the national stage submission for the above identified application. No fee is required for this petition.

BACKGROUND

On 24 June 2005, petitioner purportedly filed a transmittal letter for entry into the national stage in the United States, which was accompanied by, *inter alia*, the requisite basic national fee as required by 35 U.S.C. 371(c)(1), and an executed declaration.

On 24 June 2007, the United States Designated/Elected Office (DO/EO/US) mailed a "NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371 AND 37 CFR 1.495" which informed applicants that the 371(c)(1), (c)(2) and (c)(4) and that the date of completion of all 35 U.S.C. 371 is 24 June 2006.

On 03 March 2008, applicants filed the present petition stating that the application was in fact deposited with the USPS on June 23, 2005 as evidenced by the "Express Mail" label indicating a date of 23 June 2005.

DISCUSSION

37 CFR 1.10(c) provides:

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Application No.: 10/540,741

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Any person filing correspondence under this section that was received by the Office and delivered by the "Express Mail Post Office to Addressee" service of the USPS, who can show that there is a discrepancy between the filing date accorded by the Office to the correspondence and the date of deposit as shown by the "date-in" on the "Express Mail" mailing label or other official USPS notation, may petition the Commissioner to accord the correspondence a filing date as of the "date-in" on the "Express Mail" mailing label or other official USPS notation, provided that:

- (1) The petition is filed promptly after the person becomes aware that the Office has accorded, or will accord, a filing date other than the USPS deposit date;
- (2) The number of the "Express Mail" mailing label was placed on the paper(s) or fee(s) that constitute the correspondence prior to the original mailing by "Express Mail;" and
- (3) The petition includes a true copy of the "Express Mail" mailing label showing the "date-in," and of any other official notation by the USPS relied upon to show the date of deposit.

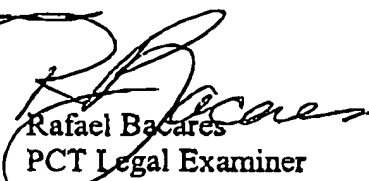
The petition was filed promptly. 37 CFR 1.10(c)(1). A review of the application papers reveals that "Express Mail" Label No. EV 562516889 US was placed on the "National stage Express Mail Certificate" prior to the original mailing by "Express Mail." CFR 1.10(c)(2). Finally, the copy of the customer receipt of "Express Mail" Label No. 562516889 US filed with the present petition identifies the day of deposit in the "Date In" box, as "23 June 2005." 37 CFR 1.10(c)(3). Accordingly, the requirements under 37 CFR 1.10(c) have been satisfied.

CONCLUSION

For reasons above, the petition under 37 CFR 1.10(c) is GRANTED.

The Notification of Acceptance (Form PCT/DO/EO/903) mailed on 14 February 2006 is VACATED with the mailing of this decision.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for continued processing under 35 U.S.C. 371 including the preparation and mailing of a New Notification of Acceptance (Form PCT/DO/EO/903) and filing receipt. The 35 USC 371(c)(1), (c)(2), and (c)(4) date of this application is 23 June 2005.


Rafael Bacares
PCT Legal Examiner
PCT Legal Office
Tel: (571) 272-3276
Fax: (571) 273-0459



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

AUGUST 28, 2008

PTAS

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FILE
ANS'D.915-008.037
ADPUNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 03/09/2006

REEL/FRAME: 017691/0446
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 915-008.037

ASSIGNOR:

GRANCHAROV, VOLODYA

DOC DATE: 07/25/2005

ASSIGNOR:

SAMUELSSON, JONAS

DOC DATE: 07/25/2005

ASSIGNOR:

KLEIJN, WILLEM BASTIAAN

DOC DATE: 07/25/2005

ASSIGNEE:

NOKIA CORPORATION
KEILALAHDENTIE 4
FIN-02150 ESPOO, FINLAND

SERIAL NUMBER: 10540741

PATENT NUMBER:

TITLE: NOISE-DEPENDENT POSTFILTERING

FILING DATE: 06/24/2005

ISSUE DATE:

06/23/2005

017691/0446 PAGE 2

MARGARET LASALLE, PARALEGAL
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

FACSIMILE TRANSMISSION COVER SHEET

Date: September 4, 2008

Application Serial No. 10/540-741

Filing Date: June 23, 2005

Attorney Docket No. 915-008.037

TO:	U.S. Patent and Trademark Office
	Assignment Services Division
FACSIMILE NO.:	(703) 308-7124
FROM:	Alfred A. Fressola, Reg. #27,550
COMPANY/FIRM:	Ware, Fressola, Van Der Sluys & Adolphson LLP
PHONE NO.:	(203) 261-1234
FACSIMILE NO.:	(203) 261-5676

CONFIRMATION BY MAIL: NONumber of pages (including this transmittal page): 7

PLEASE CORRECT THE NOTICE OF RECORDATION PER THE ATTACHED.

THANK YOU.

If facsimile transmission is incomplete, please notify sender at (203) 261-1234.

WARE, FRESSOLA, VAN DER SLUYS & ADOLPHSON LLP
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Volodya GRANCHAROV et al.

Serial No.: **10/540,741**

Filed: **June 23, 2005**

For: **Noise-Dependent Postfiltering**

ATTN: ASSIGNMENT SERVICES BRANCH
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER

Attn: Ms. Coates-White

Our office received a communication from the USPTO regarding correction of the application filing date for the above-referenced matter (copy enclosed for your reference). As requested in the communication, attached is a Decision which we received from the USPTO wherein our Request for Corrected Filing Receipt has been granted with a statement that the correct filing date for this application is June 23, 2005.

Therefore, please issue a corrected Notice of Recordation showing the correct filing date and return the recorded assignment to us. As this error was not made on our part, we believe that no fee is due for re-recordation of the assignment. Please charge any deficiencies for this re-recordation to our deposit account number 23-0442.

Respectfully submitted,

Dated: September 4, 2008


Alfred A. Fressola, Reg. No. 27,550
Attorney for the Applicant

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USPTO Customer No. 004955

I hereby certify that this correspondence is being deposited with the United States Postal Service on this date, September 4, 2008 via facsimile to the Commissioner of Patents, (571) 273-9700.


Lissette Ramos



UNITED STATES DEPARTMENT OF
COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Dear Sirs,

Per your request to correct the filing date and or title of invention on the Assignment Notice of Recordation. The Assignment Division cannot make the necessary correction. The best possible way to get your filing date and or title of invention corrected is to notify the Application Division in writing requesting a corrected filing receipt on the serial number in question. When the Application Division has sent back a response to your request for corrected filing receipt, then you must notify the Assignment Services Branch and we will provide you with a corrected Assignment Notice of Recordation. Any questions concerning this matter please contact us at (571) 272-3350

Sincerely,

Regina Coates-White
Supervisor Paralegal Specialist